

## MEMORANDUM

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Agenda Item No. 3(D)

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**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

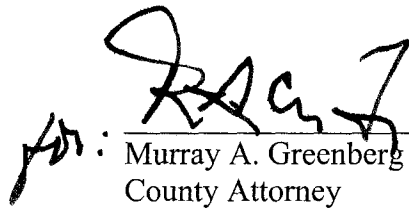
**DATE:** July 11, 2006

**FROM:** Murray A. Greenberg  
County Attorney

**SUBJECT:** Ordinance amending Sec.  
2-704 relating to the Miami-  
Dade County Flood  
Management Task Force

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The accompanying ordinance was prepared and placed on the agenda at the request of Commissioner Rebeca Sosa.

 : Murray A. Greenberg  
County Attorney

MAG/bw



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**DATE:** June 20, 2006

**FROM:** Murray A. Greenberg  
County Attorney

**SUBJECT:** Agenda Item No. 4(C)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved \_\_\_\_\_ Mayor

Agenda Item No. 4 (C)

Veto \_\_\_\_\_

6-20-06

Override \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

ORDINANCE AMENDING SECTION 2-704 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO THE MIAMI-DADE COUNTY FLOOD MANAGEMENT TASK FORCE; PROVIDING FOR INVESTIGATION, STUDY AND ANALYSIS OF WATER RE-USE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:**

Section 1. Section 2-704 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:<sup>1</sup>

**Sec. 2-704. Miami-Dade County flood management task force.**

(1) *Creation.* There is hereby created a Miami-Dade County Flood Management Task Force which shall only have advisory powers.

(2) *Membership.* The composition of the Task Force shall be as follows:

One representative from the South Florida Water Management District;

>>One representative appointed by the Miami-Dade County Water and Sewer Department;<<

<sup>1</sup> Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

One representative appointed by the Miami-Dade County State Attorney;

One representative appointed by the Miami-Dade County Department of Environmental Resources Management;

Thirteen members, each of whom shall be respectively appointed by each of the thirteen (13) members of the Board of County Commissioners, individually. The appointees shall be either engineers or technical experts.

(3) *Purpose.* The Task Force shall investigate, study, and analyze the current and projected flood management system with emphasis on the performance of the system during hurricanes and other storm events. The Task Force shall recommend methods in the public and private sector to improve flood management and to seek to minimize the kind of property damage and disruptions such as those caused by Hurricane Irene and Subtropical Storm No. 1 (October 3-4, 2000). Additionally, the Task Force shall assess the operation of the primary canal system before, during, and after hurricanes and other storm events by the South Florida Water Management District. >>The Task Force shall also investigate, study and analyze all issues concerning water re-use.<< The Task Force shall submit an annual written report to the Board of County Commissioners on March 1 of each calendar year commencing on March 1, 2002, containing its findings and recommendations.

(4) *Compensation.* The members of the Task Force shall serve without compensation but shall be entitled to reimbursement for necessary expenses incurred in the discharge of their duties.

(5) *Terms of Office.* All members shall serve for five years and may be reappointed thereafter for successive five year terms. Members may be removed in accordance with the provisions of Section 2-11.39 of the Code of Miami-Dade County. Initial appointments to the Task Force shall be for staggered terms. Five members shall serve for five years, five members shall serve for four years, and five members shall serve for three years. Vacancies on the Task Force shall be filled in the same manner by which Task Force members were appointed. A quorum shall be

determined in accordance with Section 2-11.39.1 of the Code of Miami-Dade County.

(6) *Officers.* Members of the Task Force shall elect one (1) of its members as chairperson, one (1) of its members as vice-chairperson and any such other officers as the Task Force deems necessary and appropriate.

(7) *Meetings.* The Task Force shall conduct at least four meetings per annum.

(8) *Minutes; meetings public.* Minutes shall be kept of all meetings of the Task Force and all meetings shall be public.

(9) *Staff Support.* The County Manager shall provide staff support to the Task Force.

(10) *Applicability of State and County laws.* The Task Force shall operate at all times under the Florida Open Government Laws, including the "Sunshine Law," the public meetings law and public records law and shall be governed by State and County Conflict of Interest laws, as applicable, including the Miami-Dade County Conflict of Interest and Code of Ethics Ordinance, as amended. Methods of organization and the conduct of business shall be governed by Mason's Manual of Legislative Procedure (1953 Edition).


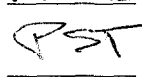
Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as  
to form and legal sufficiency:

Prepared by:

Peter S. Tell

Sponsored by Commissioner Rebeca Sosa